

requests. An estimate of such charges shall be provided to the requester before processing the request. All requests should be processed expeditiously, with data normally made available within 30 days from the date of request; and

(vii) Provide data to an OPTN member, without charge, that has been assembled, stored, or transformed from data originally supplied by that member.

(2) An organ procurement organization or transplant hospital shall, as specified from time to time by the Secretary, submit to the OPTN, to the Scientific Registry, as appropriate, and to the Secretary information regarding transplantation candidates, transplant recipients, donors of organs, transplant program costs and performance, and other information that the Secretary deems appropriate. Such information shall be in the form required and shall be submitted in accordance with the schedule prescribed. No restrictions on subsequent redisclosure may be imposed by any organ procurement organization or transplant hospital.

(c) *Public access to data.* The Secretary may release to the public information collected under this section when the Secretary determines that the public interest will be served by such release. The information which may be released includes, but is not limited to, information on the comparative costs and patient outcomes at each transplant program affiliated with the OPTN, transplant program personnel, information regarding instances in which transplant programs refuse offers of organs to their patients, information regarding characteristics of individual transplant programs, information regarding waiting time at individual transplant programs, and such other data as the Secretary determines will provide information to patients, their families, and their physicians that will assist them in making decisions regarding transplantation.

[63 FR 16332, Apr. 2, 1998, as amended at 64 FR 56661, Oct. 20, 1999]

§ 121.12 Advisory Committee on Organ Transplantation.

The Secretary will establish, consistent with the Federal Advisory Committee Act, the Advisory Committee on Organ Transplantation. The Secretary may seek the comments of the Advisory Committee on proposed OPTN policies and such other matters as the Secretary determines.

[64 FR 56661, Oct. 20, 1999]

PART 124—MEDICAL FACILITY CONSTRUCTION AND MODERNIZATION

Subpart A—Project Grants for Public Medical Facility Construction and Modernization

Sec.

- 124.1 Applicability.
- 124.2 Definitions.
- 124.3 Eligibility.
- 124.4 Application.
- 124.5 Grant evaluation and award.
- 124.6 Grant payments.
- 124.7 Use of grant funds.
- 124.8 Grantee accountability.
- 124.9 Nondiscrimination.
- 124.10 Additional conditions.
- 124.11 Applicability of 45 CFR part 74.

Subparts B–E [Reserved]

Subpart F—Reasonable Volume of Uncompensated Services To Persons Unable to Pay

- 124.501 Applicability.
- 124.502 Definitions.
- 124.503 Compliance level.
- 124.504 Notice of availability of uncompensated services.
- 124.505 Eligibility criteria.
- 124.506 Allocation of services; plan requirement.
- 124.507 Written determinations of eligibility.
- 124.508 Cessation of uncompensated services.
- 124.509 Reporting requirements.
- 124.510 Record maintenance requirements.
- 124.511 Investigation and determination of compliance.
- 124.512 Enforcement.
- 124.513 Public facility compliance alternative.
- 124.514 Compliance alternative for facilities with small annual obligations.